IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 25TH JULY 2007 / 3RD SRAVANA 1929

Crl.Rev.Pet.No. 2797 of 2007()

CRA.653/2006 of SPL.COURT SPE/CBI-II & IV ADDL.SESSIONS COURT, ERNAKULAM

CC.2208/2003 of JUDL.MAGISTRATE OF FIRST CLASS-I, MUVATTUPUZHA

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REVN. PETITIONER: PETITIONER/APPELLANT/ACCUSED

REJI MATHEW, S/O.MATHAI,
AKKAPARAYIL HOUSE, PERIYAPURAM (POST),
PAMBAKKUDA, ERNAKULAM.

BY ADV. SRI.K.S.ARUN KUMAR

RESPONDENTS: RESPONDENTS/COMPLAINANT

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1. JINSHO KURIAN,
KOOVAPPILLIL HOUSE, PERIYAPPURAM P.O.

2. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.K.S. SIVAKUMAR
SRI.N.K.SHYJU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 25/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. NO. 2797 of 2007

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Dated, this the 25th day of July 2007

ORDER

The accused in C.C.2208 of 2003 .on th**e file** of the J.F.C.M, Muvattupuzha for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A 8028 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C. Money, if any, deposited by the revision petitioner pursuant to the orders, if any, passed by the lower appellate court shall be refunded to the revision petitioner.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,

(JUDGE)

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